

**REMARKS**

The Examiner has objected to the disclosure because it contains embedded hyperlinks. Applicants have amended the disclosure to delete certain of such hyperlinks. However, the website addresses in Paragraphs [0056] and [0057] have not been removed, as these website addresses themselves are part of Applicants' disclosure and Applicants do not intend to have these website addresses be active links. The MPEP § 608.01 VII recites “[w]here the hyperlinks and/or other forms of browser-executable codes themselves rather than the contents of the site to which the hyperlinks are directed are part of applicant's invention and it is necessary to have them included in the patent application in order to comply with the requirements of 35 U.S.C. 112, first paragraph, and applicant does not intend to have these hyperlinks be active links, examiners should not object to these hyperlinks.”

Claims 1, 2, 6, 7, 14, 15, 17, 18, and 25 have been rejected under 35 U.S.C. § 102(a) as being anticipated by Voxeo Designer 2.0 (hereinafter “Voxeo”). Claims 3-5, 8-13, and 19-24 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Voxeo in view of Pfeiffer et al. (U.S. 2003/0055/651). Applicants have herewith amended Claims 1, 5-8, 10, 12, 16-19, 21-25, canceled Claims 2-4 and 15 without prejudice, and added Claim 26. No new matter has been added by these amendments. In view of the amendments, Applicants respectfully request formal allowance.

Voxeo discloses a visual phone markup design tool. Voxeo, 3rd para. Any CallXML or VoiceXML application may be opened in the Designer tool, updated graphically and re-deployed for use. Voxeo, 3rd para. The workspace depicts a graphical representation of the application. Voxeo, 5th para. To add an element to the workspace, one simply clicks on an element in a toolbar. Voxeo, 5th para. The toolbar contains all of the CallXML or VoiceXML elements that are valid within the current editing context. Voxeo, 6th para. (emphasis added). Properties for each element can be viewed and/or modified in the property editor. Voxeo, 7th para.

Pfeiffer discloses a system, method, and computer program product for dynamically extending element types for a voice-based extensible mark-up language. Pfeiffer, Para. [0007]. A plurality of element types are registered with a VoiceXML interpreter. Pfeiffer, Para. [0007]. During use, the element may be received, and the extended type attribute associated with the

element is identified. Pfeiffer, Para. [0010]. Thereafter, code corresponding to the registered type attribute may be accessed utilizing the VoiceXML interpreter. Pfeiffer, Para. [0010]. Such code extends the functionality of the VoiceXML. Pfeiffer, Para. [0010].

Amended Claim 1 is patentable by calling for a process for developing a voice application as set forth therein, including “defining execution paths of a voice application by arranging dialog elements (emphasis added) in a tree structure . . . said dialog elements having user configurable properties and corresponding to respective predetermined sequences of VoiceXML elements (emphasis added),” and “generating application code for said application, said application code representing each dialog element of said application as a sequence of VoiceXML elements (emphasis added) including extended attributes to allow said tree structure of said application to be determined.”

Amended Claim 17 is patentable by calling for a system for use in developing a voice application as set forth therein, including “defining execution paths of said application by selecting dialog elements (emphasis added) and adding said dialog elements to a tree structure . . . said dialog elements having user configurable properties and corresponding to respective predetermined sequences of VoiceXML elements (emphasis added),” and “generating application code for said application, said application code representing each dialog element of said application as a sequence of VoiceXML elements (emphasis added) including extended attributes to allow said tree structure of said application to be determined.”

Amended Claim 25 is patentable by calling for a graphical user interface for use in developing a voice application as set forth therein, including “defining execution paths of said voice application by arranging dialog elements (emphasis added) in a tree structure . . . said dialog elements having user configurable properties and corresponding to respective predetermined sequences of VoiceXML elements (emphasis added).”

Voxeo does not disclose, teach, or suggest arranging dialog elements in a tree structure or selecting dialog elements and adding them to a tree structure, “said dialog elements having user configurable properties and corresponding to respective predetermined sequences of VoiceXML elements (emphasis added).” In contrast, and as stated above, Voxeo discloses that a workspace depicts a graphical representation of a CallXML or VoiceXML application. Voxeo, 5th para. To

add an element to the workspace, one simply clicks on an element in a toolbar. Voxeo, 5th para. The toolbar contains all of the CallXML or VoiceXML elements that are valid within the current editing context. Voxeo, 6th para. (emphasis added). Therefore, Voxeo does not disclose “dialog elements,” as they are set forth in Claims 1, 17, and 25.

Claims 5-14 and 16 depend from Claim 1 and are patentable for the same reasons as Claim 1 and by reason of the additional limitations called for therein. Claims 18-24 depend from Claim 17 and are patentable for the same reasons as Claim 17 and by reason of the additional limitations called for therein. New Claim 26 depends from Claim 25 and is patentable for the same reasons as Claim 25 and by reason of the additional limitations called for therein.

### CONCLUSION

This response is being submitted on or before February 4, 2008, with a fee of \$120.00 for a one-month extension of time, making this a timely response. The fee of \$210.00 is also submitted herewith for one additional independent claim in excess of three. It is believed that no additional fees are due in connection with this filing. The Commissioner is also hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 04-1420.

In view of the foregoing, it is respectfully submitted that the claims of record are allowable and that the application should be passed to issue. Should the Examiner believe that the application is not in a condition for allowance and that a telephone interview would help further prosecution of this case, the Examiner is requested to contact Nathan Witzany at the phone number below.

Respectfully submitted,

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